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PTO/88/30 (09-06)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request for Continued Examination (RCE) Transmittal Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/258,600-Conf. #4086
	Filing Date	February 26, 1999
	First Named Inventor	Dana M. Fowlkes
	Art Unit	1636
	Examiner Name	M. Joike
	Attorney Docket Number	60637DIV(50370)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☒ Other Information Disclosure Statement (IDS)

b. ☒ Enclosed

i. ☐ Amendment/Reply

iii. ☒ Copy of Information Disclosure Statement (IDS) as filed

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☒ Other Remarks in Support of Request for Continued Examination

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 04-1105.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature		Date	November 2, 2006
Name (Print/Type)	Melissa Hunter-Ensor, Ph.D.	Registration No.	55,289

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Docket No.: 60637DIV(50370)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Dana M. Fowlkes *et al.*

Application No.: 09/258,600

Confirmation No.: 4086

Filed: February 26, 1999

Art Unit: 1646

For: *YEAST CELLS ENGINEERED TO PRODUCE
PHEROMONE SYSTEM PROTEIN
SURROGATES AND USES THEREFOR*

Examiner: M. Joike

REMARKS IN SUPPORT OF REQUEST FOR CONTINUED EXAMINATION

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

Applicants confirm receipt of the Notice of Allowance mailed August 2, 2006 in connection with the above-referenced application. In lieu of payment of the issue fee, Applicants submit concurrently herewith a Request for Continued Examination under § 1.114 together with an Information Disclosure Statement in satisfaction of the submission requirement, and the fee set forth in § 117(e). The Request for Continued Examination under § 1.114 is made prior to the payment of the issue fee to ensure proper consideration of each of the cited references.

Applicants note that the Information Disclosure Statement is a copy of a document that was previously submitted to the Office on May 18, 1999. As evidence that the Information Disclosure Statement was received by the U.S. Patent and Trademark Office ("PTO") on May 19, 1999, Applicants also submit a copy of the return receipt post card, which bears the date stamp of the PTO confirming receipt of the Transmittal Letter, Information Disclosure

Statement, PTO Form 1449, European and International Search Reports and full copies of references.

Applicants are disappointed that the loss of these documents by the PTO necessitates the additional expense and delay of filing a Request for Continued Examination.

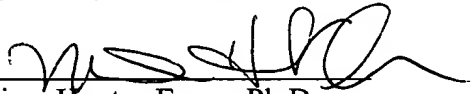
CONCLUSION

Applicants believe the pending application with claims 44-102 and 109 is in condition for allowance.

The Director is hereby authorized to charge or credit any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105.

Dated: November 2, 2006

Respectfully submitted,

By 
Melissa Hunter-Ensor, Ph.D.

Registration No.: 55,289

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